



FULBRIGHT & JAWORSKI L.L.P.

A REGISTERED LIMITED LIABILITY PARTNERSHIP
600 CONGRESS AVENUE, SUITE 2400
AUSTIN, TEXAS 78701-3271
WWW.FULBRIGHT.COM

DAVID L. PARKER
PARTNER
DPARKER@FULBRIGHT.COM

DIRECT DIAL: (512) 536-3055
TELEPHONE: (512) 474-5201
FACSIMILE: (512) 536-4598

July 2, 2004

CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date below:	
July 2, 2004 Date	 David L. Parker

MS Appeal Briefs
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Re: *SN 09/982,113 entitled "A METHOD TO INCORPORATE N-(4-HYDROXYPHENYL) RETINAMIDE IN LIPOSOMES" by Lopez-Berestein et al.*
Our ref: UTSC:660US Client ref: MDA00-030

Commissioner:

Enclosed please find the following for filing in the above-referenced patent application:

1. Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences;
2. Appeal Brief (original and three copies);
3. \$330 check (\$165 for filing the Notice of Appeal and \$165 for filing the Appeal Brief); and
4. A postcard to acknowledge receipt of these materials.

If the check is inadvertently omitted, or the amount is insufficient, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski L.L.P. Account No.: 50-1212/UTSC:660US.

Very truly yours,

David L. Parker
Reg. No. 32,165

DLP/lb
Enclosures

25430219.1 / 10109798



CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date below:	
July 2, 2004 Date	 David L. Parker

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Lopez-Berestein et al.

Serial No.: 09/982,113

Filed: October 17, 2001

For: A METHOD TO INCORPORATE N-(4-HYDROXYPHENYL) RETINAMIDE IN LIPOSOMES

Group Art Unit: 1615

Examiner: Kishore, Gollamudi S.

Atty. Dkt. No.: UTSC:660US

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

07/03/2004 NROCHA1 00000030 09982113

Commissioner:

01 FC:2401

165.00 OP

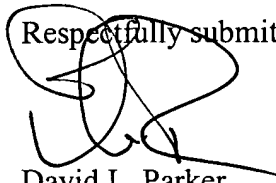
Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed February 20, 2004, finally rejecting claims 54-60 and 131-141.

The fee for filing this Notice of Appeal is \$165 and is attached hereto.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed material, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski L.L.P. Account No.: 50-1212/UTSC:600US.

Please date stamp and return the enclosed postcard to evidence receipt of this document.

Respectfully submitted,



David L. Parker
Reg. No. 32,165
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701
(512) 474-5201
(512) 536-4598 (facsimile)

Date: July 2, 2004